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(by and through the California Highway
Patrol) and Sergio Flores*

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

JACOB GREGOIRE,

Plaintiff,

v.

CALIFORNIA HIGHWAY PATROL,
an agency of the State of California;
SERGIO FLORES, and DOES 1 to 20,
Defendants.

Case No.: 14-cv-01749-GPC (DHB)

**DECLARATION OF DOUGLAS E.
BAXTER IN SUPPORT OF
DEFENDANTS' REPLY TO
PLAINTIFF'S OPPOSITION TO
MOTION FOR SUMMARY
JUDGMENT**

Date: February 19, 2016
Time: 1:30 p.m.
Courtroom: 2D
Judge: The Honorable Gonzalo P.
Curiel

I, Douglas E. Baxter, hereby declare as follows:

1. I am an attorney duly licensed to practice law in the State of California and authorized to appear before the above-entitled Court. I am employed as a Deputy Attorney General for the California Attorney General's Office. I am assigned to represent Defendants State of California (by and through the California Highway Patrol) and Sergio Flores.

EXHIBIT A

Volume II
Sergio Flores

Confidential - Pursuant to Protective Order
Gregoire vs. California Highway Patrol

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JACOB GREGOIRE,

Plaintiff,

vs.

Case No.:
14-cv-1749-GPC (DHB)

CALIFORNIA HIGHWAY PATROL, an
agency of the State of
California; SERGIO FLORES, and
DOES 1 to 20,

Defendants.

VIDEOTAPED DEPOSITION OF SERGIO FLORES
SAN DIEGO, CALIFORNIA
TUESDAY, NOVEMBER 10, 2015
VOLUME II, PAGES 93 through 189, INCLUSIVE,

Reported By:
Linda E. Marquette
RPR, CLR, CSR No. 11874

Job No.: 10020170

CERTIFIED
ORIGINAL

1 Q. Okay. There were two injured people at the
2 scene, correct, when you arrived?

3 A. I believe there was one -- well, there were
4 two occupants. I believe one of them was the one that
5 was injured. I don't believe the other one was injured.

6 Q. Is it your recollection that two people were
7 actually put on gurneys and taken from the scene because
8 of the rollover incident?

9 A. I don't recall. I don't remember if I was
10 even there when they were transported.

11 Q. Okay. So sitting here today, you have no
12 information as to how many people were injured in the
13 rollover?

14 A. I --

15 MR. WOLFE: Misstates his testimony.

16 BY MR. LUNEAU:

17 Q. If you know.

18 A. I believe there was one person that was
19 injured, and the other person was not injured. I
20 remember having to go to the hospital later on and found
21 out that only -- there was only one injury.

22 Q. Okay. So your information is, is that -- let
23 me back up.

24 How many people in the car collision were
25 taken away on gurneys, if you know?

Volume II
Sergio Flores

Confidential - Pursuant to Protective Order
Gregoire vs. California Highway Patrol

1 STATE OF CALIFORNIA)
2)
3 COUNTY OF SAN DIEGO)

4 I, Linda E. Marquette, a Certified Shorthand
5 Reporter, do hereby certify:

6 That prior to being examined, the witness in the
7 foregoing proceedings was by me duly sworn to testify to
8 the truth, the whole truth, and nothing but the truth;

9 That said proceedings were taken before me at the
10 time and place therein set forth and were taken down by
11 me in shorthand and thereafter transcribed into
12 typewriting under my direction and supervision;

13 I further certify that I am neither counsel for,
14 nor related to, any party to said proceedings, nor in
15 anywise interested in the outcome thereof.

16 In witness whereof, I have hereunto subscribed my
17 name.


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20 Dated: November 20, 2015

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Linda E. Marquette
23 RPR, CLR, CSR No. 11874,

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